THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.27059 OF 2006

DATED 3rd JANUARY, 2007

Between

Kosaraju Raja Kumar

... Petitioner

AND

The District Collector, West Godavari District, Eluru, and others.

.... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.27059 OF 2006

ORDER:

The father of the petitioner was assigned land admeasuring Acs.2.36 in R.S.No.329 and Acs.2.73 in R.S.No.503, and the petitioner was also assigned land admeasuring Acs.5.00 in R.S.No.329 situated at Epigunta village of T.Narsapuram Mandal in West Godavari District. After death of the father, the petitioner allegedly in possession of land admeasuring Acs.7.73 in survey Nos.329 and 503. It is alleged that third respondent occupied the punta (passage way) in R.S.No.347 and 348 and raised Banana crop obstructing path way, as a result of which, the petitioner is allegedly left without any passage to his lands. Therefore, he approached the second respondent and gave a complaint on 25.05.2006 requesting to remove the obstruction, in vain. Hence, he filed the present writ petition seeking a direction to the respondents to provide path way to the land assigned to the petitioner in R.S.No.329.

The writ petition was filed in the Court on 27.12.2006. Learned Assistant Government Pleader is not able to get instructions in the matter. However, it is not denied that the representation of the petitioner is still pending. Therefore, the second respondent may look into the complaint given by the petitioner against third respondent. If it is found that the third respondent encroached the Government punta in R.S.No.347 and 348, the Mandal Revenue Officer may issue notice to the third respondent, obtain explanation and then pass necessary orders after conducting enquiry. This exercise may be completed within a

period of three months from the date of receipt of copy of this order.

The writ petition is accordingly disposed of. No costs.

(V.V.S.RAO,J)

03.01.2007
pln